



Monthly Bulletin

Volume 9, Number 5

November 2005

DFI and Kelsea Thi Dao enter into a Settlement Agreement

On October 31, 2005, the Acting Commissioner of Financial Institutions entered into a settlement agreement with Kelsea Thi Dao ("Dao"), in which Dao agreed to pay \$2,000 to the Department and the Acting Commissioner agreed to take no further action with respect to her alleged violation of Financial Code Section 1804 related to the unauthorized acquisition of control of Anh Minh Transfer, Inc.

DFI and Del Agro Corporation, USA enter into a Settlement Agreement

On November 9, 2005, the Acting Commissioner of Financial Institutions entered into a settlement agreement with Del Agro Corporation, USA ("Del Agro") in which Del Agro agreed to pay \$15,000 to the Department and the Acting Commissioner agreed to take no further action with respect to alleged violations of Financial Code Sections 1801 and 1807, related to untimely payment of annual fees and untimely and incomplete reporting.

Highlights of 2005 State Chaptered Legislation

Attached is [Highlights of 2005 State Chaptered Legislation](#). This summary is a compendium of most but not all of the legislation that may have an impact on financial institutions. There is a brief description of each measure with a link to the chaptered version of that legislation.

We hope you find the "2005 Highlights of State Chaptered Legislation" to be a productive tool. We encourage any suggestions you may have to improve its usefulness to you and your organization. Please submit your suggestions to Peter Van Hoecke, Legislative Deputy, at (916) 322-1571 or by email at phoecke@dfi.ca.gov.

111 Pine Street, Suite 1100, San Francisco, CA 94111-5613
300 South Spring Street, Suite 15513, Los Angeles, CA 90013-1204
1810—13th Street, Sacramento, CA 95814-7118
7575 Metropolitan Drive, Suite 108, San Diego, CA 92108-4421
Consumer Compliance

(415) 263-8500
(213) 897-2085
(916) 322-5966
(619) 682-7227
(800) 622-0620

Fraud Alert—CUNA “Phishing” Scam

A new phishing scam is generating multiple copies of a message that purports to be from the Credit Union National Organization (CUNA) asking recipients to update their personal accounts. This is a phishing scam—recipients should delete these messages.

CUNA advises that it does not solicit e-mails requesting credit union username, password, pin number, or other personal identity information. For more information, visit the CUNA Web site at www.cuna.org

How to Organize your 5300 Call Report for the Examiner’s Review

Now that the Credit Union Division examiners rely more heavily on the data contained in the 5300 Call Reports, the examination staff spends much more time verifying that information. Sometimes credit union staff and DFI examiners must spend extra time “recreating” the data when the credit union does not maintain records of how and where the data was obtained. Here is a suggestion on how to organize your quarterly 5300 Call Report support data so that the time spent verifying the data can be reduced:

Use a binder for each new Call Report. The first page in the binder should be Page 1 of the Call Report (Statement of Financial Condition as of MM/DD/YY). Behind Page 1 of the Call Report you should place your source documents. Source documents for this page could include your general ledger trial balance with accounts highlighted and segregated so that the examiner can readily determine which accounts make up each line item on Page 1. The next page in the binder would be Page 2 of the 5300 Call Report. Behind that page would be the source documents to support the data on Page 2. This strategy should continue for all the financial data filled-out on the Call Report so that all supporting source documentation is inserted behind each financial data page of the Call Report.

Of course, the suggested methodology above is not the only way to organize your Call Reports for the examiners. However, you can assist us in completing each examination in a timely manner by providing all back up documentation collected in the preparation of the 5300 Call Report in a format which supports all reported data. (Source documentation may include general ledger account balances, schedules and other supporting documentation that provide the basis of the figures shown in the call report.) Making this information readily available to us will help us be more efficient with our limited examination time.

Credit Union Contact Information

Deputy Commissioner (Credit Union) Elizabeth Dooley will be out of the office for an extended period of time. During the interim, credit unions are requested to contact their respective Financial Institution Managers in her stead:

- Joni Kimbrell (213) 897-2168 jkimbrell@dfi.ca.gov
- Bert McLane (213) 897-9351 bmclane@dfi.ca.gov
- Beverly Ryan (415) 263-8560 bryan@dfi.ca.gov

DFI Promotes Direct Deposit with Go Direct

The Department of Financial Institutions (DFI) is partnering with Go Direct, a national campaign sponsored by the U.S. Department of the Treasury and the Federal Reserve Bank, to encourage people who get Social Security payments by check to switch to direct deposit.

Enrolling people in direct deposit has been a longstanding effort by the Treasury for many years. Go Direct is a great campaign for DFI and our licensees to be involved in – because direct deposit is simply the best way to receive Social Security and Supplemental Security Income payments. It eliminates the risk of lost or stolen checks, reduces fraud and gives people more control over their money.

The Go Direct campaign makes it easy to be a partner by providing support tools as well as campaign materials and program ideas. All these can be found on the special Partner section of the Go Direct Web site at <http://www.GoDirect.org/Partners.html>.

For more information about Go Direct, call (952) 346-6055 or visit www.GoDirect.org (English) and www.DirectoASuCuenta.org (Spanish) to learn about partnership and volunteer opportunities.

Commercial Bank Activity

New Bank

California Business Bank

800 West Sixth Street, Suite 1000, City and County of Los Angeles

(213) 688-9668

(213) 688-2973 (fax)

Officers: Charles R. Wood, President and Chief Executive Officer

Yu-Ching Lau, Executive Vice President and Chief Financial Officer

Capitalization: \$18,464,250.00

Opened: 11/1/05

Community Business Bank

827 Jefferson Boulevard, West Sacramento, Yolo County

916-372-9750

916-372-9754 (Fax)

Officers: John DiMichele, President and Chief Executive Officer

Chad Meyer, Senior Executive Vice President and Chief Administrative Officer

Mark Day, Executive Vice President and Chief Financial Officer

Kelly Binger - Executive Vice President and Chief Information Officer

Capitalization: \$21,282,100.00

Website: <http://www.communitybizbank.com>

Opened: 11/14/05

New Banks (Continued)

Embarcadero Bank
110 West A Street, City and County of San Diego
Correspondent: Stephen N. Rippe
700 Adella Avenue
Coronado, CA 92118
(619) 522-9920
Filed: 11/14/05

Golden Valley Bank
1074 East Avenue, Chico, Butte County
Address changed 11/10/05 from 190 Cohasset Road, Chico

Pinnacle Bank
7597 Monterey Street, Gilroy, Santa Clara County
Correspondent: Grace Wickersham
Carpenter & Company
Five Park Plaza, Suite 950
Irvine, CA 92614
(949) 261-8888
Filed: 11/18/05

San Diego Private Bank
9404 Genesee Avenue, La Jolla, San Diego County
Correspondent: Maryam Hamzeh
Carpenter & Company
Five Park Plaza, Suite 950
Irvine, CA 92614
(949) 261-8888
Filed: 11/23/05

Merger

Great Eastern Bank, New York, New York, with and into United Commercial Bank, San Francisco, California
Filed: 11/08/05

Pacifica Bank, Bellevue, Washington, with and into United Commercial Bank, San Francisco, California
Effected: 10/31/05

Purchase of Whole Business Unit

First California Bank, Camarillo to purchase the whole business unit of South Coast Commercial Bank, Irvine
Approved: 11/18/05

Premium Finance Company Activity

New Premium Finance Company

E.T.I. Financial Corporation
2501 E. Chapman Ave, Fullerton, Orange County
Filed: 11/22/05

Pericles Financial Corporation
6046 Cornerstone Court West, Suite 202, City and County of San Diego
Opened: 11/28/05

Professional Premium Acceptance Corporation
5480 Baltimore Drive, La Mesa, San Diego County
Opened: 11/15/05

Foreign (Other Nation) Bank Activity

New Office

The Governor and Company of the Bank of Ireland (Representative Office)
2029 Century Park East, City and County of Los Angeles
Approved: 11/9/05
Opened: 11/17/05

HSH Nordbank AG
560 Mission Street, City and County of San Francisco (Representative Office)
Opened: 11/1/05

Foreign (Other State) Bank Activity

New Facility

Toyota Financial Savings Bank (Facility – Insured Industrial Bank)
19001 South Western Avenue, Torrance, Los Angeles County
Opened: 11/15/05

Errata: It was erroneously reported in the October 2005 issue of the Monthly Bulletin that Toyota Financial Savings Bank ("TFSB") was an uninsured bank. TFSB is an FDIC-insured industrial bank.

Credit Union Activity

Merger

Colton Federal Credit Union, Colton, to merge with and into 1st Valley Credit Union, San Bernardino
Filed: 9/27/05
Withdrawn: 11/2/05

Field of Membership

Two credit unions received approvals to add eleven new fields of membership during October 2005.

Bylaw Amendment

Three credit unions received approval for ten bylaw amendments during October 2005.

Transmitter of Money Abroad Activity**New Transmitter**

JOM Corporation
Filed: 11/17/05

Money Express Financial Corp.
Opened: 10/21/05

BRIAN YUEN
Acting Commissioner of Financial Institutions

Bulletin for Month ended
November 2005, issued pursuant
to Financial Code section 258



The *Monthly Bulletin* is available without charge via e-mail. To subscribe, go to <http://www.dfi.ca.gov/bulletin/subscription/public.asp>. To unsubscribe, send a blank e-mail to leave-dfi_public@blizzard.sparklist.com. Contact the list administration team at bulletin@dfi.ca.gov